

REGULAR MEETING

MAYOR AND BOARD OF TRUSTEES, VILLAGE OF BURR RIDGE, IL

OCTOBER 13, 2008

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of October 13, 2008 was held in the Meeting Room of the Village Hall, 7660 County Line Road, Burr Ridge, Illinois and called to order at 7:05 p.m. by Mayor Grasso.

PLEDGE OF ALLEGIANCE was conducted by Jessica Racine of Elm School.

ROLL CALL was taken by the Village Clerk and the results denoted the following present: Trustees Sodikoff, Wott, Paveza, Allen, Grela, DeClouette & Mayor Grasso. Also present were Village Administrator Steve Stricker, Community Development Director Doug Pollock, Public Works Director Paul May, Police Chief Herbert Timm, Deputy Police Chief John Madden, Village Clerk Karen Thomas and Village Attorney Scott Uhler.

There being a quorum, the meeting was open to official business.

AUDIENCE There were none at this time.

CONSENT AGENDA – OMNIBUS VOTE After reading the Consent Agenda by the President, motion was made by Trustee Wott and seconded by Trustee Paveza that the Consent Agenda – Omnibus Vote, (attached as Exhibit A), and the recommendations indicated for each respective item, be hereby approved.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, Paveza, Allen, Grela, DeClouette & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

MINUTES – REGULAR MEETING OF SEPTEMBER 22, 2008 were approved for publication under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) VETERANS MEMORIAL COMMITTEE MEETING OF AUGUST 27, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) VETERANS MEMORIAL COMMITTEE MEETING OF SEPTEMBER 10, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) VETERANS MEMORIAL COMMITTEE MEETING OF SEPTEMBER 24, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.



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MINUTES – (DRAFT) ENVIRONMENTAL QUALITY COMMISSION MEETING OF SEPTEMBER 24, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) SPACE NEEDS COMMITTEE MEETING OF SEPTEMBER 29, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) PERSONNEL COMMITTEE MEETING OF OCTOBER 6, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

MINUTES – (DRAFT) PLAN COMMISSION MEETING OF OCTOBER 6, 2008 were noted as received and filed under the Consent Agenda by Omnibus Vote.

ORDINANCE AMENDING SECTION VII.B.2 OF THE ZONING ORDINANCE OF THE VILLAGE OF BURR RIDGE ADDING “WINE BOUTIQUE WITH ANCILLARY WINE TASTING” AS A SPECIAL USE IN THE B1 DISTRICT (Z-15-2008: TEXT AMENDMENT TO THE B1 RETAIL BUSINESS DISTRICT) The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance amending Section VII.B.2 of the Zoning Ordinance to add Wine Boutique with Ancillary Wine Tasting as a special use in order to permit tasting associated with specialty wine boutiques in the Retail Business District.
THIS IS ORDINANCE NO. A-834-20-08

ORDINANCE GRANTING A SPECIAL USE PURSUANT TO THE VILLAGE OF BURR RIDGE ZONING ORDINANCE (Z-15-2008: 208 BURR RIDGE PARKWAY – COUNTY WINE MERCHANTS) The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance granting special use approval to operate a Wine Boutique with Ancillary Wine Tasting in County Line Square.
THIS IS ORDINANCE NO. A-834-21-08

ORDINANCE AMENDING SECTIONS 25.03, 25.04, 25.06, 25.09, 25.11, 25.20, 25.38, 25.33 AND 25.43 AND ADDING A NEW SECTION 25.33a OF CHAPTER 25 OF THE BURR RIDGE MUNICIPAL CODE The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance creating a new Class P License permitting the sale of wine and the ancillary sale of other alcoholic liquor providing that the primary business remains the sale of wine. This Ordinance also includes several revisions that add additional requirements and qualifications for managers of liquor establishments.
THIS IS ORDINANCE NO. A-222-03-08

ORDINANCE REZONING CERTAIN REAL ESTATE FROM THE R-1 DISTRICT TO THE R-2B DISTRICT OF THE VILLAGE OF BURR RIDGE ZONING ORDINANCE (Z-14-2008: 8616 MEADOWBROOK DRIVE –SMOCZYNSKI) The Board, under the Consent

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Agenda by Omnibus Vote, approved the Ordinance rezoning 8616 Meadowbrook Drive from R-1 to R-2B Single-Family District.

THIS IS ORDINANCE NO. A-834-22-08

ORDINANCE AMENDING SECTION 57.30 OF ARTICLE VII OF CHAPTER 57 OF THE BURR RIDGE MUNICIPAL CODE

The Board, under the Consent Agenda by Omnibus Vote, approved the Ordinance allows for the removal of more than four trees on a lot, if an approved tree/landscape replacement plan is provided and approved.

THIS IS ORDINANCE NO. A-779-03-08

RESOLUTION ACCEPTING SUBDIVISION IMPROVEMENTS OLD OAK HIGHLANDS SUBDIVISION

The Board, under the Consent Agenda by Omnibus Vote, adopted the Resolution accepting the subdivision improvements for the Old Oak Highlands Subdivision.

THIS IS RESOLUTION NO. R-24-08

RECOMMENDATION TO APPROVE REZONING FROM R-1 SINGLE-FAMILY RESIDENCE DISTRICT TO R-2B SINGLE-FAMILY RESIDENCE DISTRICT (Z-19-2008: 8614 MEADOWBROOK DRIVE)

The Board, under the Consent Agenda by Omnibus Vote, accepted the Plan Commission's recommendation and directed the preparation of the Ordinance rezoning 8614 Meadowbrook Drive from R-1 to R-2B Single-Family District.

RECOMMENDATION TO AWARD CONTRACT FOR SUBDIVISION IMPROVEMENTS - INDIAN HEAD HILLS SUBDIVISION

The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for concrete construction associated with the Indian Head Hills Subdivision improvements to D'Land Construction in the amount of \$13,748.50.

RECOMMENDATION TO AWARD CONTRACT FOR PREPARATION OF ECONOMIC DEVELOPMENT VIDEO

The Board, under the Consent Agenda by Omnibus Vote, awarded the contract for preparation of a new Economic Development promotional video to American Video Services in an amount not to exceed \$8,300.

REQUEST FROM THE EVENTS PLANNING COMMITTEE FOR PERMISSION TO SOLICIT SPONSORSHIPS FOR THE 2009 SCHEDULE OF EVENTS

The Board, under the Consent Agenda by Omnibus Vote, approved the request for permission to solicit area businesses for sponsorship of the 2009 Village events schedule.

RECOMMENDATION TO REAPPOINT WAYNE MRJENOVICH TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING NOVEMBER 12, 2010

The Board, under the Consent Agenda by Omnibus Vote, accepted the Mayor's recommendation to reappoint Wayne Mrjenovich to the Stormwater Management Committee for a two-year term expiring November 2, 2010.

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RECOMMENDATION TO REAPPOINT WILLIAM WILCOX TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING NOVEMBER 12, 2010 The Board, under the Consent Agenda by Omnibus Vote, accepted the Mayor's recommendation to reappoint William Wilcox to the Stormwater Management Committee for a two-year term expiring November 2, 2010.

RECOMMENDATION TO REAPPOINT NANCY MONTELBANO TO THE STORMWATER MANAGEMENT COMMITTEE FOR A TWO-YEAR TERM EXPIRING NOVEMBER 12, 2010 The Board, under the Consent Agenda by Omnibus Vote, accepted the Mayor's recommendation to reappoint Nancy Montelbano to the Stormwater Management Committee for a two-year term expiring November 2, 2010.

VOUCHERS in the amount of \$513,184.44 for the period ending October 13, 2008 and payroll in the amount of \$382,417.23 for the periods ending September 20 and October 4, 2008 were approved for payment under the Consent Agenda by Omnibus Vote.

ORDINANCE DENYING A SPECIAL USE PURSUANT TO THE VILLAGE OF BURR RIDGE ZONING ORDINANCE (Z-09-2008: 108 BURR RIDGE PKWY. – FIFTH THIRD BANK DRIVE-THROUGH)

Mr. Stricker said that the petition has been withdrawn and no further action is necessary.

ORDINANCE AMENDING SECTION X.D.2 OF THE ZONING ORDINANCE OF THE VILLAGE OF BURR RIDGE ADDING "YOGA TRAINING STUDIO" AS A SPECIAL USE IN THE RA DISTRICT (Z-16-2008: TEXT AMENDMENT TO THE RA RESEARCH ASSEMBLY DISTRICT)

Doug Pollock, Community Development Director, explained that this text amendment will add Yoga Training Studio as a listed special use in the Research Assembly District.

Motion was made by Trustee Paveza and seconded by Trustee DeClouette to approve the Ordinance as presented.

On Roll Call, Vote Was:

AYES: 6 – Trustees Paveza, DeClouette, Grela, Allen, Wott & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

THIS IS ORDINANCE NO. A-834-23-08

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**ORDINANCE GRANTING A SPECIAL USE PURSUANT TO THE VILLAGE OF BURR
RIDGE ZONING ORDINANCE (Z-16-2008: 145 TOWER DRIVE – BIKRAM YOGA
COLLEGE OF INDIA)**

Mr. Pollock explained that this Ordinance approves a special use to permit a Yoga Training Studio to be located in Unit 2 at 145 Tower Drive and is the companion to the text amendment which was granted in the previous Ordinance. The Board discussed this at their last meeting and the principal issues were start time and parking. The Plan Commission recommended approval with a maximum occupancy of 26 persons, based primarily on their concerns with the parking. The Petitioner did not accept the Plan Commission's recommendation for a maximum occupancy of 26 persons and asked the Village Board to modify that to 50 persons and a start time of 6 AM. The Village Board agreed to the start time of 6 AM and that currently there is sufficient parking but was concerned about future uses in the building.

As the Board requested, the Petitioner has provided an affidavit indicating that they have talked with a number of the condo owners who do not object to the yoga studio and its 50 parking spaces and occupancy maximum of 50 persons but there were others they were unable reach.

Mayor Grasso stated that the Board has received the affidavits from Midge Furlong and Greg Schultz.

In answer to Trustee Allen, Gregory Schultz, an owner of four of the units and the developer of the building said he spoke to each owner independently.

In answer to Trustee Sodikoff, Mr. Schultz said they were not asked to sign anything but felt they would if asked.

Ron Sandek, attorney, said that it became practically impossible to get a piece of paper that everyone signed off on. The condo owners did get notice of tonight's Board meeting. Typically it is not the Petitioner's duty to amass evidence of non-objection. This is special circumstances but he believes the Petitioner has met the burden of due diligence.

Trustee Paveza indicated that right now the parking lot is desolate and the other owners may not comprehend that if the Board approves 50 of the parking spaces will be for the one unit. The Petitioner has done everything asked except for the sign-offs.

Gino Tommasone said he is in Unit #11 and he has not heard anything contradictory. He stated that he is concerned whether or not you can squeeze 50 people into the space and whether or not you can actually put 50 extra cars in the parking lot and accommodate everybody else.

Motion was made by Trustee Allen and seconded by Trustee DeClouette to approve the Ordinance as presented.

A handwritten signature in cursive script, likely belonging to a board member or official, is located at the bottom right of the page.

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On Roll Call, Vote Was:

AYES: 4 – Trustees Allen, DeClouette, Wott & Paveza

NAYS: 2 – Trustees Sodikoff & Grela

ABSENT: 0 – None

There being four affirmative votes, the motion carried.

THIS IS ORDINANCE NO. A-834-24-08

**RESOLUTION ACCEPTING SUBDIVISION IMPROVEMENTS AND EXTENDING THE
SUBDIVISION IMPROVEMENT DEADLINE FOR FINAL STREET PAVING, STREET
SIGNS AND LANDSCAPING IN THE SAVOY CLUB PLANNED UNIT DEVELOPMENT**

Mr. Pollock presented the Resolution accepting certain subdivision improvements for the Savoy Club Planned Unit Development and extending the deadline for other improvements. All improvements are completed with the exception of the final course of asphalt on the streets, final landscaping, and permanent street signs. The Subdivision Ordinance permits extension of the deadline for these improvements without an extension fee. The erosion control measures which were an issue have been completed.

Dan Callaghan, Developer, in answer to Trustee Grela's question, said the subdivision completion agreement gives him two years to complete the improvements, with the exception of the final lift of asphalt which he has an additional two years to complete. With the economics, he will probably put the final lift on the main boulevard street and the end cul-de-sacs and come back in two years and say he wants to do those two of the seven cul-de-sacs and not the five that he still has a lot of heavy construction equipment on.

In answer to Trustee Wott, Mr. Callaghan said he has applied a product to all the ponds and they are currently clear for the first foot.

Paul May, Public Works Director, stated that the developer has done what has been requested in order to meet erosion control requirements for the acceptance period. Residents in Greenbriar have photos prior to construction that show where the plants stop. At the end of the two year maintenance period staff will compare those photographs to whatever exists then and if the plants are growing another 3 feet into the pond, then it can be assumed that some of siltation was the result of the development and the developer will be required to resolve it at that point.

Motion was made by Trustee Wott and seconded by Trustee Paveza to adopt the Resolution as presented.

Guy Franzese, 11740 Woodside Ct., on behalf of Burr Oaks Glen South Homeowners Association asked when the pumps and aerators and the well that are called for in the annexation agreement will be installed and operational.



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Dan Callaghan said the well will be operational when ComEd connects the power and should be completed by Thanksgiving. The aerator wiring is installed and will be operational in the spring. The ponds are being used to irrigate all of the sod throughout the development.

Mr. Franzese asked about the pond maintenance outline that was given to the Plan Commission and when that would be put into place.

Dan Callaghan explained he has developed over 40 ponds. The ponds have safety shelves at the water's edge that are from 7-8 feet wide. There are pellets that go in in the spring which are pre-emergence pellets, which attack any type of seedling that exists on the safety shelf. Copper sulfate is a spray that will be used to prevent sunlight from hitting the algae and kills it within 24 hours. Also, aluminum rakes will be used to skim the balance of the plant materials off the top and then mowed up with the lawn mower.

Mayor Grasso said it is understood then that the maintenance will begin in spring.

Guy Franzese commented that he does not believe the residents of Savoy Club, Greenbriar or Burr Oaks Glen South want to wait until the 52nd home has an occupancy permit for these ponds to be pristine. The work needs to be done in the spring.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, Paveza, Allen, Grela, DeClouette & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

THIS IS RESOLUTION NO. R-25-08

COMMONWEALTH EDISON'S PROPOSED PLANS TO REMOVE/TRIM TREES UNDER TRANSMISSION LINES THROUGHOUT BURR RIDGE

Mayor Grasso explained that on October 8 he met with Mr. Marquez with the counter-proposal from the Village. ComEd was requesting and the Village agreed to go along with them entering into an agreement with four residents regarding trimming or removing trees and replanting where required. The Village will then be able to get a sense of what a "trim program" would be. Mr. Marquez has accepted the idea that there would be a five year trim program. The Village does not have an understanding of what the five year program will be. It implies that they will trim in order not to come back for five years. Mayor Grasso said he discussed with Mr. Marquez the possibility of ComEd staff coming up with a computer generated series of pictures trying to give the Village an indication as to what a five year trim would look like.



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The other topic discussed was that the height of the trees should not be one continuous height based on the lowest point that the lines can drop in the summertime but be judged from pole to pole based on where the tree was in relation to the line. Mr. Marquez seemed to accept that principle but he did stress that trees around the poles themselves might have to be cleared or cut because they do need to have access to the poles. There have been no final conclusions reached. The Village will wait to hear how the agreements are going with the residents. Mayor Grasso stressed with Mr. Marquez and the residents that they are not required to enter into any agreement with ComEd at this point.

The Village will monitor the five year program and if there was anything unusual in years two, three or four – the Village would decide whether to spend the money in order to trim the trees and make the lines reliable. It was agreed that ComEd will engage the Village Forester's company to do the baseline survey of the trees. ComEd does not agree to everything the Village asked but he feels there is a much better working relationship than there was prior to September 5. They have agreed in concept to a trimming program versus clear cutting. Mr. Marquez admitted that they have a five year trim program for their transmission lines and he cited all of the ICC regulations giving ComEd a legal basis to do the trimming. What he was really saying is this does not come under the Federal regulations as the Village first was told.

Mr. Stricker said, based on the Ordinance that the Board approved this evening, ComEd will have to submit a tree replacement program to the Village for approval before they can cut down more than four trees on any one given property

RECOMMENDATION TO DENY TEXT AMENDMENT TO MODIFY REGULATIONS FOR DECORATIVE ESTATE WALLS AND DRIVEWAY GATES ON RESIDENTIAL PROPERTIES (Z-18-2008)

Doug Pollock presented the Plan Commission's recommendation to deny a petition for a text amendment modifying the regulations for driveway gates. The existing regulations allow driveway gates on properties of five acres or more and have 220 feet of frontage on a street. One driveway gate is permitted, setback 30 feet from the front property line and not to exceed 6 feet in height.

The proposed amendment would reduce the minimum acreage from five acres to two acres and allow one gate per driveway or street. The Petitioner's property at Plainfield and County Line Road is a corner lot and is 2.47 acres. The owner is concerned about motorists who enter the property to view the home or cut through from one arterial street to the other.

The Plan Commission was split in its response to this request. Two commissioners were in favor of amending the zoning ordinance in some fashion. They did not have a problem with the frontage and also felt that on a corner lot, it is justifiable to have a gate on two driveways; one on each street frontage. The majority of the Plan Commission did not agree and felt that this amendment would allow more gates in the Village and felt it was undesirable.



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Staff did not make a recommendation to the Plan Commission but on further review believes some type of amendment regarding driveway gates is justified. Mr. Pollock stated that this is not the first property owner of an estate lot that has asked for gates for their private driveways. It is always an issue of safety. Staff agrees with the minority of Commissioners who felt that the size of the lot does not matter; if it has the frontage, it looks the same to the public. Staff pointed out the Village's Comprehensive Plan encourages estate lots and amendments have been passed that allow people on two and five acre properties to do things that are not allowed in a subdivision. A driveway gate is consistent with that. Staff is recommending approval of the amendment that would allow one driveway gate per driveway on estate properties with two acres or 220 feet of frontage.

Trustee Sodikoff stated a "private driveway" or "no trespassing" sign should stop people from driving in just to see the house.

Trustees Wott, DeClouette and Grela all had comments and stated that they were in favor of the text amendment.

Motion was made by Trustee Wott and seconded by Trustee Grela to approve the text amendment to modify regulations for decorative estate walls and driveway gates on residential properties reducing the minimum acreage for driveway gates from five acres to two acres and to allow one gate per 220 feet of frontage or one gate per street frontage and direct staff to prepare an Ordinance.

On Roll Call, Vote Was:

AYES: 5 – Trustees Wott, Grela, DeClouette, Paveza & Allen

NAYS: 1 – Trustee Sodikoff

ABSENT: 0 – None

There being five affirmative votes, the motion carried.

SPACE NEEDS COMMITTEE RECOMMENDATION TO APPROVE SCHEMATIC DESIGN CONCEPTS FOR PROPOSED POLICE FACILITY

Mark Bushhouse of Williams Architects made a presentation of the schematic design concepts for the proposed Police Facility. The concepts include a revised site plan, floor plan and building elevations.

Mr. Bushhouse said if the design is approved tonight it will allow going out to bid in June of next year, starting construction in July, getting the building enclosed before winter and completed the following year. They have been able to reduce the building to about 19,200 square feet which cut about 15% off the building. Important functional spaces for the police department were not lost.

It is a one story concept. The building footprint has become slightly larger so the parking lot on the east side is moved a little closer to County Line Road which means a bit less green space in front. There is also room for additions – adding up to about 6,000 square feet.



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Mr. Stricker talked about dry detention. Under the old plan, they tried to save a few trees but that will become less likely with the new plan although they will try their best. It is important to have a better surface for proper draining in that dry detention area than trying to save a couple of trees. What is there today will not be at completion of this project.

Mr. Bushhouse described the floor plans, construction materials and parking.

Motion was made by Trustee Grela and seconded by Trustee DeClouette to approve the schematic design concept for the proposed police facility and direct Williams Architects to prepare a schematic design phase cost estimate and proceed with the design phase of the project.

On Roll Call, Vote Was:

AYES: 6 – Trustees Grela, DeClouette, Sodikoff, Wott, Paveza & Allen

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

FINANCING ALTERNATIVES FOR THE PROPOSED POLICE FACILITY

Steve Stricker presented an update on the financial condition of the Village and provided various financing alternatives for the proposed Police facility. The base sales tax continues to decline and building permits are down. The projected surplus of \$155,000 is now looking more like \$140,000 deficit. It will be critical to sell properties in order to fund the total cost of the project. If the Village had its normal growth, it would have been anticipated to have sales tax of \$2.5 million and now it is anticipated to have sales tax of \$1.442 million. The main revenue source in the Village is declining.

As far as the police facility, Mr. Stricker suggests completing the design and bid the project in June as Mr. Bushhouse stated, to determine the true cost. If it were to go out to bid today, he has been told there could be some really good numbers – but will they hold?

He asked the Board to consider some alternative sources of revenue: additional ¼% home rule sales tax could generate \$250,000-\$300,000 per year. There is a 1% tax on food and beverage – basically a restaurant tax. A property tax referendum could also be put before the voters but not until April 2010.

He suggested that this project may have to be deferred until the Village has a stable revenue source.

Trustee Paveza commented that delaying the project will only increase the cost. The Village could find the money if it is something we really want.



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Motion was made by Trustee Grela and seconded by Trustee Wott to authorize the Village Attorney to prepare the necessary Ordinances for the October 27 Board meeting to sell the two properties.

On Roll Call, Vote Was:

AYES: 6 – Trustees Grela, Wott, Sodikoff, DeClouette, Allen & Paveza

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

PRESENTATION OF 2007-08 AUDIT

Dan Berg, firm partner with our auditors, Sikich Gardner & Co. LLP made a presentation on the FY 2007-08 audit saying that they have a clean opinion on the audited financial statements for the year ended April 30, 2008.

Motion was made by Trustee Wott and seconded by Trustee Paveza that the 2007-08 Audit Report and Management Letter be noted as received and filed.

On Voice Vote, the motion carried.

RECOMMENDATION TO AWARD CONTRACT FOR CONSTRUCTION OF DOWNTOWN ENTRYWAY SIGN

Doug Pollock spoke about a contract for the construction of the downtown entryway sign. Phase 1 includes landscaping along County Line Road, all four corners at Burr Ridge Parkway plus the corner of Burr Ridge Parkway and Bridewell Drive. Phase 1A was split out in order to have something happen this year for the Christmas shopping season to help the Village Center and the retailers in that area. Phase 1A is simply the southeast corner of County Line Road and Burr Ridge Parkway in front of the existing lake. It would include a pedestrian plaza with a short seatwall and sign at the back edge of the plaza. The sign would say "Burr Ridge Downtown" and matches the Village Center sign.

The engineer's estimate was approximately \$167,000. Five bids were received, with the low bid from All Bry Construction in the amount of \$155,000. The work is scheduled to be done by the end of November. Financing will come from Pathway Fund and the Hotel/Motel Tax.

There was some discussion regarding the lighting of the sign, the use of the new Village logo and removal of the County Line Square sign.

Motion was made by Trustee Wott and seconded by Trustee DeClouette to award the downtown entryway sign construction to All Bry Construction in an amount not to exceed \$155,000,



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\$43,922.75 from Pathway Funds and the remainder from the Hotel/Motel Tax Fund in the form of an installment contract in the amount of \$111,077.25.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, DeClouette, Grela, Allen, Paveza & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

RECOMMENDATION TO AWARD DESIGN CONTRACT FOR REPLACEMENT OF PUMP CENTER GENERATOR

Paul May, Public Works Director, spoke about the contract for the design of a new Pump Center generator. Recently there was a catastrophic failure of the existing generator, which has been in place since the Pump Center construction in 1986. The generator cannot be disassembled in place. The repair costs could be \$80,000 to \$100,000. A replacement generator with a higher output could be purchased for \$100,000-\$150,000.

The Water Fund has its own revenue source and a surplus for this year is anticipated to be \$155,000. This replacement was not anticipated. The Pump Center was originally designed by Frank Novotny & Associates and all of the upgrades to date have been designed by them.

Motion was made by Trustee Wott and seconded by Trustee Paveza to award a contract for design and specification of a replacement Pump Center generator to Frank Novotny & Associates, with the total design fee not to exceed \$10,000.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, Paveza, Allen, Grela, DeClouette & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

OTHER CONSIDERATIONS

Trustee Allen asked if there was a way to prepay the \$3.9 million water bonds to get them paid off before 2017. Mr. Stricker answered that the Village cannot use Water Fund money to pay for a police department but if you use Water Fund revenue to reduce the burden on the taxpayer, by paying the debt early, then adding on the same amount of debt, for example, then it's a "wash" to the taxpayer. He stated that it was an excellent point and that he would look into it.

Mayor Grasso has a request from residents, Mr. and Mrs. Robert Becker, wanting to correct what they thought was an improper representation at the August 25th meeting dealing with the property at



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County Line Road and Plainfield Road. Comments were made that neighbors had raised questions and had concerns about the completion of the home there. The Beckers wanted the public to be reminded that they welcome Dr. Aldairi and his family as their neighbors. They have nothing but good to say about them and did not want to be lumped into any group that was indicating any complaints. Mayor Grasso assured Mrs. Becker he did not believe the Board indicated that there was any disapproval by the Beckers or anyone else specifically but he wanted to make it clear for the record that no one was referring to her or her husband or any other neighbor in particular.

AUDIENCE There were none at this time.

REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

Trustee Wott announced that November 8 is a tree lighting ceremony in the Village Center with activities, music and giveaways to kick off the Christmas season.

Mayor Grasso reminder the residents to please support the Village Center shops even though these are hard times.

Mayor Grasso has received reports from OPUS about two very strong restaurants that are looking to come into the Village Center.

Mayor Grasso announced that early voting has begun for the Presidential election.

ADJOURNMENT Motion was made by Trustee Wott and seconded by Trustee Paveza that the Regular Meeting of October 13, 2008 be adjourned to Closed Session to discuss approval of Closed Session Minutes of April 28, 2008, approval of Closed Session Minutes of May 12, 2008, approval of Closed Session Minutes of September 8, 2008, determination to release Closed Session Minutes of February 23, 1998, January 11, 1999, February 22, 1999, June 25, 2001, April 8, 2002, May 13, 2002, September 9, 2002, September 23, 2002, October 14, 2002, January 27, 2003, February 10, 2003, February 24, 2003, March 24, 2003, April 14, 2003, April 28, 2003, May 12, 2003, March 14, 2005, May 9, 2005, May 23, 2005, September 12, 2005, November 14, 2005, April 10, 2006, May 8, 2006, May 22, 2006, June 12, 2006, July 10, 2006, January 8, 2007, January 29, 2007, April 9, 2007, April 23, 2007, May 14, 2007, July 9, 2007, August 13, 2007, September 10, 2007, September 24, 2007, October 8, 2007, October 22, 2007, November 12, 2007, November 26, 2007, December 10, 2007, January 2008 – April 2008, receive and file draft Personnel Committee Closed Session Minutes of October 6, 2008, pending litigation and collective bargaining issues.

On Roll Call, Vote Was:

AYES: 6 – Trustees Wott, Paveza, Allen, Grela, DeClouette & Sodikoff

NAYS: 0 – None

ABSENT: 0 – None


There being six affirmative votes, the motion carried.



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On Voice Vote, the motion carried and the Regular Meeting was adjourned to a Closed Session at 9:12 p.m.

PLEASE NOTE: Where there is no summary of discussion on any items in the minutes, this reflects that no discussion occurred other than the introduction of the item.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 27th day of October, 2008.



RECONVENED REGULAR MEETING

MAYOR AND BOARD OF TRUSTEES, VILLAGE OF BURR RIDGE, IL.

October 13, 2008

CALL TO ORDER The Regular Meeting of the Mayor and Board of Trustees of October 13, 2008 was reconvened at 9:28 p.m. with the same Trustees in attendance as immediately preceding the Closed Meeting from 9:20 p.m. to 9:28 p.m.

RECONVENE REGULAR MEETING Motion was made by Trustee Wott and seconded by Trustee Allen that the Regular Meeting of October 13, 2008 be reconvened.

On Roll Call, Vote Was:

AYES 6 – Trustees Wott, Allen, Grela, DeClouette, Sodikoff & Paveza

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

CONSIDERATION OF APPEAL OF LITIGATION - VILLAGE OF BURR RIDGE VERSUS ILLINOIS LABOR RELATIONS BOARD

Motion was made by Trustee Grela and seconded by Trustee DeClouette not to further pursue the appeal in the litigation of the Village of Burr Ridge versus the Illinois Labor Relations Board State Panel.

On Roll Call, Vote Was:

AYES 6 – Trustees Grela, DeClouette, Wott, Allen, Sodikoff & Paveza

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried.

ADJOURN REGULAR MEETING Motion was made by Trustee Wott and seconded by Trustee Allen that the Regular Meeting of October 13, 2008 be adjourned.

On Roll Call, Vote Was:

AYES 6 – Trustees Wott, Allen, Grela, DeClouette, Sodikoff & Paveza

NAYS: 0 – None

ABSENT: 0 – None

There being six affirmative votes, the motion carried and the Regular Meeting was adjourned at 9:29 p.m.



Karen J. Thomas
Village Clerk
Burr Ridge, Illinois



Steven S. Stricker
Village Clerk Pro-Tempore
Burr Ridge, Illinois

APPROVED BY the President and Board of Trustees this 22nd day of October, 2008.



**AGENDA
REGULAR MEETING – MAYOR & BOARD OF TRUSTEES
VILLAGE OF BURR RIDGE**

**October 13, 2008
7:00 p.m.**

- 1. CALL TO ORDER/PLEDGE OF ALLEGIANCE – Jessica Racine
Elm School**
- 2. ROLL CALL**
- 3. AUDIENCE**
- 4. CONSENT AGENDA – OMNIBUS VOTE**

All items listed with an asterisk (*) are considered routine by the Village Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board member or citizen so request, in which event the item will be removed from the Consent Agenda.

5. MINUTES

- *A. Approval of Regular Meeting of September 22, 2008
- *B. Receive and File Draft Veterans Memorial Committee Meeting of August 27, 2008
- *C. Receive and File Draft Veterans Memorial Committee Meeting of September 10, 2008
- *D. Receive and File Draft Veterans Memorial Committee Meeting of September 24, 2008
- *E. Receive and File Draft Environmental Quality Commission Meeting of September 24, 2008
- *F. Receive and File Draft Space Needs Committee Meeting of September 29, 2008
- *G. Receive and File Draft Personnel Committee Meeting of October 6, 2008
- *H. Receive and File Draft Plan Commission Meeting of October 6, 2008

6. ORDINANCES

- A. Consideration of An Ordinance Denying a Special Use Pursuant to the Village of Burr Ridge Zoning Ordinance (Z-09-2008: 108 Burr Ridge Pkwy – Fifth Third Bank Drive-Through)
- B. Approval of An Ordinance Amending Section X.D.2 of the Zoning Ordinance of the Village of Burr Ridge Adding "Yoga Training Studio" as a

EXHIBIT

A

Special Use in the RA District (Z-16-2008: Text Amendment to the RA Research Assembly District)

- C. Approval of An Ordinance Granting a Special Use Pursuant to the Village of Burr Ridge Zoning Ordinance (Z-16-2008: 145 Tower Drive– Bikram Yoga College of India)
- *D. Approval of Ordinance Amending Section VIII.B.2 of the Zoning Ordinance of the Village of Burr Ridge Adding “Wine Boutique with Ancillary Wine Tasting” as a Special Use in the B1 District (Z-15-2008: Text Amendment to the B-1 Retail Business District)
- *E. Approval of Ordinance Granting a Special Use Pursuant to the Village of Burr Ridge Zoning Ordinance (Z-15-2008: 208 Burr Ridge Parkway – County Wine Merchants)
- *F. Approval of Ordinance Amending Sections 25.03, 25.04, 25.06, 25.09, 25.11, 25.20, 25.38, 25.33 and 25.43 and Adding a New Section 25.33a of Chapter 25 of the Burr Ridge Municipal Code
- *G. Approval of Ordinance Rezoning Certain Real Estate from the R-1 District to the R-2B District of the Village of Burr Ridge Zoning Ordinance (Z-14-2008: 8616 Meadowbrook Drive – Smoczynski)
- *H. Approval of Ordinance Amending Section 57.30 of Article VII of Chapter 57 of the Burr Ridge Municipal Code

7. RESOLUTIONS

- A. Consideration of Adoption of Resolution Accepting Subdivision Improvements and Extending the Subdivision Improvement Deadline for Final Street Paving, Street Signs and Landscaping in the Savoy Club Planned Unit Development
- *B. Adoption of Resolution Accepting Subdivision Improvements Old Oak Highlands Subdivision

8. CONSIDERATIONS

- A. Update on Commonwealth Edison’s Proposed Plans to Remove/Trim Trees under Transmission Lines throughout Burr Ridge
- B. Consideration of Plan Commission Recommendation to Deny Text Amendment to Modify Regulations for Decorative Estate Walls and Driveway Gates on Residential Properties (Z-18-2008)
- C. Presentation of 2007-08 Audit
- D. Consideration of Space Needs Committee Recommendation to Approve Schematic Design Concepts for Proposed Police Facility
- E. Presentation on Financing Alternatives for the Proposed Police Facility

- F. Consideration of Recommendation to Award Contract for Construction of Downtown Entryway Sign
- G. Consideration of Recommendation to Award Design Contract for Replacement of Pump Center Generator
- *H. Approval of Plan Commission Recommendation to Approve Rezoning from R-1 Single-Family Residence District to R-2B Single-Family Residence District (Z-19-2008: 8614 Meadowbrook Drive)
- *I. Approval of Recommendation to Award Contract for Subdivision Improvements – Indian Head Hills Subdivision
- *J. Approval of Recommendation to Award Contract for Preparation of Economic Development Video
- *K. Approval of Request from the Events Planning Committee for Permission to Solicit Sponsorships for the 2009 Schedule of Events
- *L. Approval of Recommendation to Reappoint Wayne Mrjenovich to the Stormwater Management Committee for a Two-Year Term Expiring November 12, 2010
- *M. Approval of Recommendation to Reappoint William Wilcox to the Stormwater Management Committee for a Two-Year Term Expiring November 12, 2010
- *N. Approval of Recommendation to Reappoint Nancy Montelbano to the Stormwater Management Committee for a Two-Year Term Expiring November 12, 2010
- *O. Approval of Vendor List
- P. Other Considerations – For Announcement, Deliberation and/or Discussion Only – No Official Action will be Taken

9. AUDIENCE

10. REPORTS AND COMMUNICATIONS FROM VILLAGE OFFICIALS

11. CLOSED SESSION

- Approval of Closed Session Minutes of April 28, 2008
- Approval of Closed Session Minutes of May 12, 2008
- Approval of Closed Session Minutes of September 8, 2008
- Determination to Release Closed Session Minutes of:
 - February 23, 1998
 - January 11, 1999
 - February 22, 1999
 - June 25, 2001
 - April 8, 2002
 - May 13, 2002
 - September 9, 2002

September 23, 2002
October 14, 2002
January 27, 2003
February 10, 2003
February 24, 2003
March 24, 2003
April 14, 2003
April 28, 2003
May 12, 2003
March 14, 2005
May 9, 2005
May 23, 2005
September 12, 2005
November 14, 2005
April 10, 2006
May 8, 2006
May 22, 2006
June 12, 2006
July 10, 2006
January 8, 2007
January 29, 2007
April 9, 2007
April 23, 2007
May 14, 2007
July 9, 2007
August 13, 2007
September 10, 2007
September 24, 2007
October 8, 2007
October 22, 2007
November 12, 2007
November 26, 2007
December 10, 2007
January 2008 – April 2008

- Receive and File Draft Personnel Committee Closed Session Minutes of October 6, 2008
- Pending Litigation
- Collective Bargaining Issues

12. RECONVENED MEETING

13. ADJOURNMENT